

**COMPLEX SCIENCE AND/OR TECHNOLOGICAL CASE
MANAGEMENT PROGRAM (ASTAR)**

*FOR PURPOSES OF POSSIBLE SPECIAL ASSIGNMENT TO ASTAR RESOURCES JUDGES under
Md. Rule 16-302, attach a duplicate copy of complaint and check whether assignment to an ASTAR is requested.*

- ☐ **Expedited** - Trial within 7 months of Defendant's response ☐ **Standard** - Trial within 18 months of Defendant's response

**IF YOU ARE FILING YOUR COMPLAINT IN BALTIMORE CITY, OR BALTIMORE COUNTY,
PLEASE FILL OUT THE APPROPRIATE BOX BELOW.**

CIRCUIT COURT FOR BALTIMORE CITY (CHECK ONLY ONE)

- ☐ **Expedited** Trial 60 to 120 days from notice. Non-jury matters.
- ☐ **Civil-Short** Trial 210 days from first answer.
- ☐ **Civil-Standard** Trial 360 days from first answer.
- ☐ **Custom** Scheduling order entered by individual judge.
- ☐ **Asbestos** Special scheduling order.
- ☐ **Lead Paint** Fill in: Birth Date of youngest plaintiff.....
- ☐ **Tax Sale Foreclosures** Special scheduling order.
- ☐ **Mortgage Foreclosures** No scheduling order.

CIRCUIT COURT FOR BALTIMORE COUNTY

- ☐ **Expedited**
(Trial Date-90 days) Attachment Before Judgment, Declaratory Judgment (Simple),
Administrative Appeals, District Court Appeals and Jury Trial Prayers,
Guardianship, Injunction, Mandamus.
- ☐ **Standard**
(Trial Date-240 days) Condemnation, Confessed Judgments (Vacated), Contract, Employment
Related Cases, Fraud and Misrepresentation, International Tort, Motor Tort,
Other Personal Injury, Workers' Compensation Cases.
- ☐ **Extended Standard**
(Trial Date-345 days) Asbestos, Lender Liability, Professional Malpractice, Serious Motor Tort or
Personal Injury Cases (medical expenses and wage loss of \$100,000, expert
and out-of-state witnesses (parties), and trial of five or more days), State
Insolvency.
- ☐ **Complex**
(Trial Date-450 days) Class Actions, Designated Toxic Tort, Major Construction Contracts, Major
Product Liabilities, Other Complex Cases.

April 27, 2020

Date

7910 Woodmont Avenue, Suite 1250

Address

Bethesda

City

MD

State

20814

Zip Code



Signature of Counsel / Party

Stephen N. Caramenico, Esq. #011778

Printed Name

JURISDICTION AND VENUE

4. Jurisdiction is proper in this Court pursuant to Maryland Courts and Judicial Proceedings Code Ann. §6-102 (1976).

5. Venue is proper in this judicial district and division pursuant to Maryland Courts and Judicial Proceedings Code Ann. §6-201 (2006).

COUNT I
(Negligence - Fuji Mountain Steakhouse)

6. On or about May 5, 2018, Plaintiff was sitting at a table dining with a family member at the premises.

7. Suddenly without warning, as a Plaintiff attempted to stand up, the chair she was sitting on collapsed and a sharp metal object punctured her buttock, causing her to sustain significant injuries.

8. At all times relevant, Plaintiff was an invitee on Defendant's premises.

9. Defendant, Fuji Mountain Steakhouse, owed a duty to Plaintiff and to other invitees to protect them from any unreasonable dangers on the premises and/or warn them of such dangers.

10. Defendant, Fuji Mountain Steakhouse, breached said duty owed to Plaintiff by (a) failing to maintain the premises free of hazards; (b) failing to maintain a structurally stable chair for its customers at the premise; (c) failing to prevent sharp objects from contacting its customers while utilizing their dining facilities and equipment; (d) failing to maintain all equipment at the premises; and/or (e) by failing to warn Plaintiff of the hazard and dangerous condition at the premises.

11. As a result of Defendant's negligence as set forth above and the resultant fall, Plaintiff was caused to suffer and sustain severe and painful injuries to her head, body and limbs, and was caused to suffer shock to her nerves and nervous system as well as mental anguish and was, is and will be otherwise hurt and injured.

12. As a further direct result of Defendant's negligence, Plaintiff was caused to incur medical bills for the care and requisite treatment of her injuries.

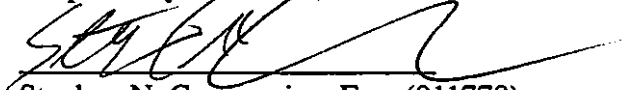
13. As a further direct result of Defendant's negligence, Plaintiff was forced to lose time from work with the resultant loss of income.

14. That all of Plaintiff's injuries, losses and damages, past, present and prospective, are due to and by reason of the negligence, carelessness and recklessness of Defendant, Fuji Mountain Steakhouse, with no lack of due care or negligence on the part of Plaintiff contributing thereto directly or indirectly.

15. At all times relevant hereto Plaintiff was exercising due care for her own safety.

WHEREFORE, Plaintiff, Cheryl B. Masterson, claims a sum in excess of Seventy Five Thousand Dollars (\$75,000.00) as damages against Defendant, Fuji Mountain Steakhouse.

Respectfully submitted,



Stephen N. Caramenico, Esq. (011778)

#1112130152

Malloy Law Offices, LLC

7910 Woodmont Avenue, Suite 1250

Bethesda, MD 20814

T: (202) 464-0727

F: (888) 607-8691

Stephen@malloy-law.com

Attorney for Plaintiff

